

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Service – I&CAD Dept. – Allegations of irregularities in drawing Mobilization and equipment advances – under EPC Packages in Karimnagar Dist. – Disciplinary proceedings initiated against Sri V. Rajeswara Rao, EE(Retd.) – Inquiry Conducted – Finalisation of disciplinary proceedings - Imposition of a major penalty of 3% cut in pension permanently - Orders – Issued.

IRRIGATION & C.A.D. (Ser.VII.(V&E)A.1) DEPARTMENT
G.O.Rt.No. 717 **Dated: 23 -07-2013**
Read the following:

- Ref: 1. From the Director General (Vig. & Enft.) & E.O. Prl. Secy. to Govt. G.A.D. Report No. 94(1313/V&E/E1/KMNR/08), dt. 06-10-20-10.
2. G.O. Rt. Nos. 329,I&CAD(Ser.VII(V&E)A1) Dept. dt. 11-04-2011.
3. From Sri V. Rajeswara Rao, EE(Retd.)WSD Dt. NIL-.
4. G.O. Rt. No. 1251, I&CAD(SerVII.(V&E-1) Dept. dt. 14-12-2011
5. From Sri Lingraj Panigrahi, IAS , COI D.O Lr. No. 369/ COI-LP/2011, Dt.31-03-2012.
6. Govt. Memo No. 29549/Ser.VII.(V&E)A.1/2010-5, dt. 04-06-2012.
7. From Sri V. Rajeswara Rao, EE (Retd.) Expln., dt. 10-7- 2012.
8. Govt. Memo No.29549/Ser.VII.(V&E)A.1/2010-7, dt.4-01-2012.
9. Representation of Sri V. Rajeswara Rao, EE(Retd.) dt. 24-4-2013
10. Govt. Lr.No. 29549/Ser.VII.(V&E)A.1/2010-13,dt.12-06-2013.
11. From the Secretary, APPSC Lr. No. 1413/RT/1/2013, dated 03-07-2013.

ORDER:

In the reference 1st read above, it has been brought to the notice of the Government that certain irregularities were took place in drawing of Mobilization and equipment advances – under EPC Packages in Karimnagar Dist. with a recommendation to initiate suitable departmental action against the officers responsible.

2. After examining the matter, it has been decided to initiate departmental action against all the officers responsible. Accordingly in the reference 2nd read above, disciplinary proceedings have been initiated against Sri V. Rajeswara Rao, EE(Retd.) by way of issuing articles of charges along with other officers.

3. In the reference 3rd read above, Sri V. Rajeswara Rao, EE(Retd.) has submitted his WSD, denying the charges framed against him. After examining the WSDs of all the charged officers, it has been decided to place the matter before the Commissionerate of Inquires for conducting a detailed inquiry into the charges framed against them as their WSDs are not convincing. Accordingly, in the reference 4th read above, Sri Lingaraj Panigrahi, IAS, Commissioner of Inquiries, General Administration(COI) Department has been appointed as Inquiring Authority.

4. In the reference 5th read above, the Inquiring Authority has submitted his inquiry report stating that the charge framed against Sri V. Rajeswara Rao, EE(Rtd) is held as not proved. After examination of the inquiry report, it has been decided to deviate with the findings of the IA on the following reasons:-

“In his letter dated 25.1.2008, the Executive Engineer Sri V.Rajeswar Rao has informed the Superintending Engineer that the investigation of distributory system including water courses and designs of structures are still to be submitted (by the agency). As rightly observed by the Inquiry Authority no where in his letter the Executive Engineer has stated that investigation, survey and design is completed and no where in his letter the Executive Engineer has specifically recommended that the agency to be paid 2nd installment of mobilization advance. However he has categorically reported to the Superintending Engineer that investigation of distributory system including water courses and design of structures are still to be submitted.

As such the responsibility of payment without completion of work may rest solely with the Superintending Engineer. But where the Charged Officer Sri V.Rajeshwar Rao as Executive Engineer has erred, he failed to act upon the instructions of the Superintending Engineer in his proceedings dt. 25.1.2008 requesting the Executive Engineer to arrange payment to the contractor duly satisfying himself, the conditions stipulated under clause – 49 of volume – I part – A under General conditions of contract of the agreement. In spite of his own contention that investigation of distributory system including water courses and designs of structures are still to be submitted, the Charged Officer has made payment in violation of clause 49”.

5. In the reference 6th read above, a copy of the inquiry report together with the above disagreement factors have been communicated to Sri V. Rajeswara Rao, EE(Rtd.) with a direction to submit their explanations, if any, on the disagreement factors of the Govt. with the findings of the Inquiring Authority.

6. In the reference 7th read above, Sri V. Rajeswara Rao, EE(Rtd) has submitted his explanation with a request to drop further action against him.

7. After careful examination of the explanation of Sri V. Rajeswara Rao, EE(Rtd), it has been provisionally decided to impose a major penalty of 3% cut in pension permanently against him. In the reference 8th read above, a show cause notice indicating the above provisional decision of the Govt. has been issued to Sri V. Rajeswara Rao, EE (Rtd) with a direction to submit his representation, if any, thereon.

8. In the reference 9th read above, Sri V. Rajeswara Rao, EE (Retd.) has submitted his representation with a request to drop further action against him. After examination of the representation of Sri V. Rajeswara Rao, EE(Rtd.), it has been decided to impose a penalty of 3% cut in pension permanently against him as his representation has no merits for consideration.

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9. In the reference 10th read above, the Secretary, APPSC, Hyderabad has been requested to place the above proposal of the Government before the Commission and communicate the concurrence of the Commission thereon.

10. In the reference 11th read above(copy enclosed), the Secretary, APPSC has communicated the concurrence of the Commission.

11. After careful examination of the entire matter, it has been decided to impose a penalty of 3% cut in pension permanently against Sri V. Rajeswara Rao, EE(Retd.). Accordingly Government hereby order to impose a penalty of 3% cut in pension permanently on Sri V. Rajeswara Rao, EE (Retd.), for the irregularities committed in drawing Mobilization and equipment advances under EPC Packages in Karimnagar Dist.

12. The I&CAD(Ser.II) Department / the Engineer-in-Chief (AW), I&CAD Department, Hyderabad shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**ADITYA NATH DAS
PRINCIPAL SECRETARY TO GOVERNMENT**

To
Sri V. Rajeswara Rao, Executive Engineer (Retd.) **through** the Engineer-in-Chief (AW), I & CAD Department, Hyderabad.

The I &CAD(Ser.II) Department

The Engineer-in-Chief (AW), I & CAD Department, Hyderabad.

Copy to:

The Accountant General, AP, Hyderabad

The Secretary to VC, APVC

The General Administration(V&E) Department

The Secretary to APPSC, Hyderabad.

SC/SF

//FORWARDED : BY ORDER//

SECTION OFFICER